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UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

RASHTCHIAN *et al.*

Appl. No. 09/741,664

Filed: December 21, 2000

For: **Stable Compositions for  
Nucleic Acid Amplification and  
Sequencing**

Confirmation No. 7736

Art Unit: 1655

Examiner: *To be assigned*

Atty. Docket: 0942.3910003/BJD/AGL

### Information Disclosure Statement

Commissioner for Patents  
Washington, D.C. 20231

Sir:

Listed on accompanying Form PTO-1449 are documents that may be considered material to the examination of this application, in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.56, 1.97 and 1.98. A copy of each document is attached.

In accordance with 37 C.F.R. § 1.98(a)(3), Applicants' undersigned representative submits the following, concise explanation of the relevance of the non-English language document AP2 cited on Form PTO 1449:

Document AP2, WO 97/37038 is in the German language and appears to relate to mixtures of thermostable DNA polymerases and pyrophosphatase, and the use of these mixtures for PCR amplification of long single-stranded and double-stranded nucleic acid molecules. A copy of the abstract of this publication in the English language is attached as document AS15.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not an issue. Applicants have listed publication dates on the attached PTO-1449 based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicants reserve the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits. No statement or fee is required.

It is respectfully requested that the Examiner initial and return a copy of the enclosed PTO-1449, and indicate in the official file wrapper of this patent application that the documents have been considered.

The U.S. Patent and Trademark Office is hereby authorized to charge any fee deficiency, or credit any overpayment, to our Deposit Account No. 19-0036. A duplicate copy of this pleading is enclosed.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.



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Date: Aug. 24, 2001

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